

Attorney Docket No.: VN418RI

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Reissue Application of: Shirani, et al.

Application No.: 09/286,679

Filed: April 1, 1999

For: NETWORK LINK DETECTION AND
GENERATIONMail Stop Reissue
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

) Examiner: Ton, D.

) Group Art Unit: 2732

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I hereby certify that this document is being sent via facsimile to 703-872-9318 on the date indicated below.

PETITION, DECLARATION AND FEE UNDER 37 C.F.R. 1.47

Sir:

Applicant hereby petitions pursuant to 37 C.F.R. 1.47 for the USPTO to accept the Inventor Declaration for the above-identified application even though one co-inventor, Ramin Shirani, has refused to sign the declaration after diligent efforts. The relevant facts are set forth below, which are hereby declared by the undersigned.

I am the attorney responsible for this application, and I have undertaken diligent efforts to secure the signature of co-inventor Ramin Shirani on an additional inventor declaration for this application. Mr. Shirani previously executed such an inventor declaration for this application on multiple prior occasions. On this occasion, however, Mr. Shirani for the first time would not cooperate with respect to signing the declaration as he had on prior occasions. Initially, he refused to return my calls or emails. After repeated efforts, I was able to speak with him directly. In my telephone discussions with Mr. Shirani, he confirmed that he received the relevant materials (which I had sent by email, including the patent, previous amendments, prior declaration, etc.), and that he did not have any issue with the substance of the inventor declaration that he was being asked to sign. Rather, the reason that he expressed to me for not signing the inventor declaration was that he was now working with several companies that are potentially in conflict with this patent, and that his professional relationship with these companies might be negatively impacted if he appears to be cooperating by signing the inventor declaration.

The only other co-inventor, Brian C. Edem, has signed the presently-submitted inventor declaration for this application, which is attached hereto.

I declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the reissue application or any patent issued thereon.

Please charge Deposit Account No. 50-0251 in the amount of \$130.00 for the petition fee.

Please charge any additional fees due, or credit any overpayment, to Deposit Account No. 50-0251.

Respectfully submitted,



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August 18, 2004
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